

REFERENCE TITLE: schools; textbooks; digital content

State of Arizona
House of Representatives
Forty-seventh Legislature
Second Regular Session
2006

HB 2486

Introduced by
Representatives Allen J, Barnes, Boone: Aguirre A, Bradley, Hershberger,
McComish, Murphy, Pearce, Rosati, Yarbrough

AN ACT

AMENDING SECTION 15-731, ARIZONA REVISED STATUTES; RELATING TO TEXTBOOKS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 15-731, Arizona Revised Statutes, is amended to
3 read:

4 15-731. Definitions

5 In this article, unless the context otherwise requires:

6 1. "Accessible electronic file" means, until a national file format is
7 adopted by the United States department of education, a digital file in a
8 mutually agreed on by the publisher and the local educational agency
9 electronic file format that has been prepared using a markup language that
10 maintains the structural integrity of the information and can be processed by
11 conversion software. If a national file format is adopted by the United
12 States department of education, accessible electronic file means an
13 electronic file conforming to the specifications of the national file format
14 adopted by the United States department of education.

15 2. "~~Available~~ Authorized entity" means an authorized entity, as
16 defined by 17 United States Code section 121, that commonly provides
17 alternative format school materials that are accessible by schools in this
18 state and that has the vendor's authorization to make alternative formats.

19 3. "Child with a disability" means a pupil who is subject to an
20 individualized education plan pursuant to the individuals with disabilities
21 education act of 1997 (20 United States Code sections 1400 through 1415) or a
22 pupil with a section 504 plan, and whose individualized education plan or
23 section 504 plan requires the use of instructional materials in a specialized
24 format.

25 4. "Individualized education plan" has the same meaning prescribed in
26 20 United States Code sections 1401 and 1412 ~~and section 15-761~~.

27 5. "Nonprinted instructional materials" means nonprinted textbooks **OR**
28 **DIGITAL CONTENT, OR BOTH**, and related core materials, including those that
29 require the availability of electronic equipment in order to be used as a
30 learning resource, that are written and published primarily for use in
31 elementary school and secondary school instruction and that are required by a
32 state educational agency or a local educational agency for use by pupils in
33 the classroom. These materials shall be available to the extent
34 technologically available and may include software programs and internet
35 based materials.

36 6. "Printed instructional materials" means textbooks **OR DIGITAL**
37 **CONTENT, OR BOTH**, and related printed core materials that are written and
38 published primarily for use in elementary school and secondary school
39 instruction and that are required by a state educational agency or a local
40 educational agency for use by pupils in the classroom.

41 7. "Section 504 plan" means a written statement developed for a pupil
42 with a disability that includes the provision of regular or special education
43 and related aids and services, including assistive technology, that is
44 designed to meet individual educational needs in accordance with 34 Code of
45 Federal Regulations part 104.

1 8. "Structural integrity" means the structure of all parts of the
2 printed instructional material ~~are~~ IS kept intact to the extent feasible and
3 as mutually agreed on by the publisher and the local educational agency. If
4 a national file format is adopted by the United States department of
5 education, the national file format's technical specifications for structural
6 integrity are required in the accessible electronic file.

7 9. "Vendor" means a person or entity that offers printed or nonprinted
8 instructional materials for commercial sale to a school district and other
9 public schools.